

FORM PTO-1390 MODIFIED	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 4093-8
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 10/511,341
INTERNATIONAL APPLICATION NO. PCT/JP03/04840	INTERNATIONAL FILING DATE 16 April 2003	PRIORITY DATE CLAIMED 16 April 2002
TITLE OF INVENTION ENDOCRINE CELL LINES AND METHOD OF USING THE SAME		
APPLICANT(S) FOR DO/EO/US SASAKI, S. et al.		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f). The submission must include items (5), (6), (9) and (21) indicated below. <input type="checkbox"/> The U.S. has been elected (Article 31). A copy of the International Application as filed (35 U.S.C. 371(c)(2). <ol style="list-style-type: none"> <input type="checkbox"/> is attached hereto (pages specification, claims & abstract (claims), sheets drawings). <input type="checkbox"/> has been communicated by the International Bureau. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(3) <ol style="list-style-type: none"> <input type="checkbox"/> is attached hereto (pages specification, claims & abstract (claims), sheets drawings, page Certificate of Translation). <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3) <ol style="list-style-type: none"> <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). <input type="checkbox"/> have been communicated by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input type="checkbox"/> have not been made and will not be made. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3). <ol style="list-style-type: none"> <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4). <input type="checkbox"/> Declaration was submitted to the International Bureau during International Phase (see copies of Declaration (page Form PCT/RO/101 and Form PCT/IB/371 and first page of printed publication acknowledging receipt thereof attached). <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5). <p>Items 11 To 20 below concern document(s) or information included:</p> <ol style="list-style-type: none"> <input type="checkbox"/> An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included. <ol style="list-style-type: none"> <input type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. <input type="checkbox"/> An Application Data Sheet under 37 C.F.R. § 1.76. <input type="checkbox"/> A substitute specification. <input type="checkbox"/> A change of power of attorney and/or address letter. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.82. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). <input checked="" type="checkbox"/> Other items or information. Response/Notification; copy of Notification of Defective Response dated November 8, 2005 		

RECEIVED
 16 MAY 2006
 Legal Staff 825.
 International Division

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 10/511,341		INTERNATIONAL APPLICATION NO. PCT/JP03/04840		ATTORNEY'S DOCKET NUMBER 4093-8	
<input checked="" type="checkbox"/> The following fees are submitted:					
BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5):					
21. <input type="checkbox"/>	Basic national fee \$300.00 (1631)/\$150.00 (2631)				\$
22. <input type="checkbox"/>	Examination Fee..... \$0 (1643/2643)				\$
 \$200.00 (1633)/\$100.00 (2633)				
23. <input type="checkbox"/>	Search Fee \$0 (1640/2640)				
 \$100 (1641)/\$50 (2641)				
 \$400 (1642)/\$200 (2642)				
 \$500.00 (1632)/\$250.00 (2632)				\$
TOTAL OF ABOVE CALCULATIONS					\$ 0.00
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
0 -100	0	/50 =	0.00	\$0.00 (1681)	
				\$0.00 (2681)	
Surcharge of \$130.00 (1617)/\$65.00 (2617) for furnishing the oath or declaration later than <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).					
CLAIMS		NUMBER FILED	# EXTRA	RATE	
Total Claims		minus 20 =	0 X	\$50.00 (1615)/	\$25.00 (2615)
Independent Claims		minus 3 =	0 X	\$200.00 (1614)	\$100.00 (2614)
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)				\$360.00 (1616)/\$180.00 (2616)	
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s): Five month extension \$2160 (code 1255) from original due date to Notification of June 17, 2005, minus one month extension (\$120) paid August 25, 2005					\$ 2040.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.					
Processing fee of \$130.00 (1618), for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f)).					0.00
TOTAL NATIONAL FEE =					\$ 2040.00
Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 (8021) per property					\$ 0.00
Fee for Petition to Revive Unintentionally Abandoned Application; \$1500.00 (1453) / \$750.00 (2453)					\$ 0.00
TOTAL FEES ENCLOSED =					\$ 2040.00
					Amount to be refunded:
					\$
					Amount to be Charged:
					\$
U.S. Application No.10/511,341; Atty Docket No.4093-8					
a. <input type="checkbox"/> A check in the amount of \$2040.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 14-1140 in the amount of \$_____ to cover the above fees.					

A duplicate copy of this form is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed.

d. ☒ **CREDIT CARD PAYMENT FORM ATTACHED.**

e. ☒ The entire content of International Application No. **PCT/JP03/04840** and any U.S. and foreign application(s) corresponding thereto, and , referred to in this application is/are hereby incorporated by reference in this application.

NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b) must be filed and granted to restore the application to pending status.

CORRESPONDENCE ADDRESS

Direct all correspondence to:

☒ **Customer Number:**

23117

Type Customer Number here

Telephone: (703) 816-4000

BJS:

Serial No. 10/511,341 – Attorney Dkt 4093-8

Confirmation No. 3748


B. J. Sadoff

NAME

36,663

REGISTRATION NUMBER

January 17, 2006

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

SASAKI, S. et al.

Atty. Ref.: 4093-8; Confirmation No. 3748

Appl. No. 10/511,341

TC/A.U. Unassigned

Filed: October 15, 2004

Examiner: Unassigned

For: ENDOCRINE CELL LINES AND METHOD OF USING THE SAME

* * * * *

January 17, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE/NOTIFICATION

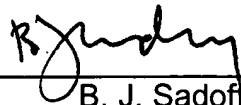
Responsive to the Notification of Defective Response dated November 8, 2005 (copy attached), the undersigned provides notification, which appears to be required by the attached Notification ("No notification of change in application [[sic] has been filed (?)"]), that Misako SUZUKI, who is listed as the fourth inventor in the Declaration of record, is the same person as Misako YOSHIKAWA, who is listed as a co-inventor of the claims of the corresponding International Application No. PCT/JP03/04840. The undersigned has been advised by the Assignee that the inventor's name was changed due to marriage.

The Patent Office is requested to advise the undersigned in the event anything further is required in response to the attached Notification.

SASAKI, S. et al.
Appl. No. 10/511,341
January 17, 2006

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: 
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/511,341	S Sasaki	4093-8

INTERNATIONAL APPLICATION NO.

PCT/JP03/04840

I.A. FILING DATE	PRIORITY DATE
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04/16/2003

04/16/2002

23117

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 901 NORTH GLEBE ROAD, 11TH FLOOR
 ARLINGTON, VA 22203

DOCKETED

CONFIRMATION NO. 3748

371 FORMALITIES LETTER



OC000000017401948

Date Mailed: 11/08/2005

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 10/15/2004
- English Translation of the IA filed on 10/15/2004
- Copy of the International Search Report filed on 10/15/2004
- Preliminary Amendments filed on 10/15/2004
- Information Disclosure Statements filed on 10/15/2004
- Biochemical Sequence Diskette filed on 10/15/2004
- Oath or Declaration filed on 08/25/2005
- Biochemical Sequence Listing filed on 10/15/2004
- Request for Immediate Examination filed on 10/15/2004
- U.S. Basic National Fees filed on 10/15/2004
- Assignment filed on 08/25/2005

Applicant's response filed 08/25/2005 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 06/17/2005 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - inventor #4 last name does not match IA. No notification of a change in application

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/511,341	PCT/JP03/04840	4093-8

FORM PCT/DO/EO/916 (371 Formalities Notice)